IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY THIRD DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 2744 of 2005

Between:

M/s. Thripura Weaker Sections Labour Contract Cooperative Society Limited,
Rep, by President M. Balaraj, Rajendranagar, Ranga Reddy District.

..... PETITIONER

AND

1 Government of Andhra Pradesh, Rep. by Secretary,
Department of Municipal Administration, Secretariat, Hyderabad.
2 Rajendranagar Municipality, Rep. by its Commissioner, Rajendranagar,
Ranga Reddy District.
3 Shankar SCLCC Society, Mailardevipaly, Rajendranagar Mandal,
R.R. District. Respondents 3 to 9 are residents of Hyderguda Village,
Rajendranagar Mandal, R.R. District.
4 J. JagnamohanReddy S/o. Not known
Respondents 3 to 9 are residents of Hyderguda Village, Rajendra Nagar
Mandal, R.R. District.
5 G. Ashok Reddy S/o. Not known
Respondents 3 to 9 are residents of Hyderguda Village, Rajendra Nagar
Mandal, R.R. District.
6 K. Pratap Reddy S/o. Not known
Respondents 3 to 9 are residents of Hyderguda Village, Rajendra Nagar
Mandal, R.R. District.
7 K. Venkat Reddy S/o. Not known
Respondents 3 to 9 are residents of Hyderguda Village, Rajendra Nagar
Mandal, R.R. District.
8 K. Tirupathi Reddy S/o. Not known
Respondents 3 to 9 are residents of Hyderguda Village, Rajendra Nagar
Mandal, R.R. District.
9 Siva Sagar LCCS, Rep. by Siva Sagar S/o. Not known
Respondents 3 to 9 are residents of Hyderguda Village, Rajendra Nagar

Mandal, R.R. District.

10 J. Chittari S/o. Not known
Attapaur Village, Rajendranagar Mandal, R.R. District.

11 N. Krishna Reddy S/o. Not known
Sivarampally Village, Rajendranagar Mandal, R.R.District.

12 Harerama VLCSS Ward No.21 Budvel Village, Rajendranagar Mandal, R.R. District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction or writ, more particularly one in the nature of Mandamus declaring the action of the 2nd respondent in not allowing the petitioner and other contractors to participate in the tendering in respect of Notice dt. 15-12-2004 and accepting the tenders of the respondents 3 to 12 through they have quoted 30% above the estimated costs while the petitioner is ready to take up the works at an average of 25% less than the estimated costs as illegal, arbitrary and unconstitutional and consequently direct the 2nd respondent to cancel the Tender notice and call for tenders afresh and pass such other order or orders as may deem fit.

Counsel for the Petitioner : MR. SRINIVASA RAO BODDULURI

Counsel for the Respondent No.1 : GP FOR MUNCIPAL ADMN. & URBAN DEV.

Counsel for the respondent No.2 : Mr. P.Radhakrishna (Standing Counsel for Rajendranagar Municiapality)

The Court at the stage of admission made the following :

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO.2744 OF 2005

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ORAL ORDER :

This writ petition is filed seeking a declaration that the alleged action of the second respondent in not allowing the petitioner and other contractors to participate in the tendering in pursuance of the tender notice dated 15-12-2004 as arbitrary and illegal.

At the outset, the learned Standing Counsel appearing for the respondent Municipality submitted that in pursuance of the tender notice dated 15-12-2004 the tenders have already been finalized on 30-01-2005 and the works have also been allotted to the successful bidder on 3-2-2005. Hence, I do not see any reason to entertain this writ petition at this stage.

The Writ Petition is accordingly dismissed. No costs.

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23rd February, 2005.

gbs

To

1 The Secretary, Government of Andhra Pradesh, Department of Municipal Administration, Secretariat, Hyderabad.
2 The Commissioner, Rajendranagar Municipality, Rajendranagar, Ranga Reddy District.
3. Two CCs to G.P. for Municipal Admn. & Urban Development, High Court of AP Bldgs, Hyderabad (OUT).

4.2 CD copies